GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – State Tax Department – Surprise check conducted by ACB officials on the Border Check Post, Palamaneru, Chittoor district on 18-01-2014 – Violated A.P.C.S. (Conduct) Rules, 1964 - Common Disciplinary Proceedings initiated under Rule 24 of A.P.C.S. (CC&A) Rules, 1991 - Enquiry Officer appointed and Enquiry Report received – Punishment proposed under Rule 9 of A.P. Revised Pension Rules, 1980 against Sri P.Dayanandam, Office Subordinate (retired) and Sri R.C.Subrahmanyam, Hamali (Retd) – Show Cause Notice issued - Explanation submitted - Punishment imposed – Orders - Issued.

REVENUE (VIGILANCE-VI) DEPARTMENT

G.O.Rt.73 Dated:03.02.2025

Read the following: -

Ref: 1. From the DG, ACB, Lr No.8/DES-TCT/2014-S7, Dt.14.09.2015.
2. Govt Memo No. 19430/Vig.II(3)/2015-2, Dt. 19.07.2016.
3. From the CCST, AP, VJY, Ref No.V3/73/2014, Dt.13.05.2019.
4. Govt. Memo No. REV01-CCST0CCTV(ACBC)/11/2019-VIG-II, Dt. 25.11.2019.
5. From the CCST, AP, Vijayawada, Ref No.V3/73/2014, Dt.25.02.2020.
6. Govt. Memo No. REV01-CCST0CCTV(ACBC)/11/2019-VIG-II, Dt.18.09.2020.
7. From the CCST, AP, Vijayawada, Ref No.V3/73/2014, Dt.20.11.2020.
8. Govt Memo No. REV01-CCST0CCTV(ACBC)/11/2019-VIG-II dt.05.10.2024
9. Representations of P. Dayanandam, Office Subordinate (retired) and Sri R.C. Subrahmanyam, Hamali (Retd) dated: 10.10.2024.

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O R D E R:

Whereas, in the reference 1st read above, the DG., ACB has informed that a surprise check was conducted over the Border Check Post of Commercial Taxes, Palamaneru, Chittoor district on 18-01-2014 and found certain irregularities against the staff working in the Check Post and recommended to initiate departmental action against Smt. M.Bhagya Lakshmi, DCTO & A.O., B.C.P., Palamaneru and 8 others (1) Sri M. Srinivasulu, ACTO; (2) Sri V. Shaik Rafi, Sr.Asst; (3) Sri M.V. Sharma, Jr.Asst; (4) Sri G. Nagaraju, Jr.Asst; (5) Sri D. Shafi, O.S.; (6) Sri P. Dayanadam, O.S.; (7) Sri G. Srinivasulu, O.S.; (8) Sri R.C. Subramanyam, Hamali.SOs.

2. The Government after examining the matter, in the reference 2nd read above, the CCST was requested to initiate common disciplinary proceedings against Smt.M.Bhagya Lakshmi, DCTO & A.O., B.C.P., Palamaneru and other (8) SOs in terms of rule 24 of APCS (CCA) Rules, 1991 and submit the inquiry report with the recommendations of the Disciplinary Authority on the findings of the Enquiry Officer along with relevant record. In the reference 3rd read above, the Chief Commissioner (State Taxes), Andhra Pradesh, Vijayawada, has informed that Common Proceedings and Articles of Charges were issued against Smt. M. Bhagya Lakshmi, DCTO & A.O., B.C.P., and above (08) SOs under Rule 20 read with Rule 24 of APCS (CC&A) Rules, 1991.The charged officers have submitted their explanations.

3. After examining the explanations of Charged Officers, Sri C. Rajendran, Assistant Commissioner (LTU), O/o the Deputy Commissioner (CT), Chittoor, was appointed as Inquiry Authority (IA), and Sri K.Vijaya Sekhar, Inspector of Police, ACB, Tirupati Range, was appointed as Presenting Officer (PO). The Inquiry Officer

(P.T.O)

has submitted his report on the charges framed against the abovementioned individuals with his findings. The Chief Commissioner (State Taxes), while forwarding the inquiry report along with the enclosures, has requested the Government to take necessary action and issue appropriate orders in the matter.

4. Whereas, in the reference 4th read above, the Inquiry Report was communicated to Smt. M. Bhagya Lakshmi, DCTO & AO, Border Check Post, Palamaneru, and eight (8) others Charged Officers under Rule 21(2) of the APCS (CC&A) Rules, 1991, with a direction to submit their representations, if any, on the findings of the Inquiry Officer. In the reference 5th read above, the Chief Commissioner of State Taxes (CCST), Andhra Pradesh, Vijayawada, submitted the explanations of the nine (9) Charged Officers to the Government for necessary action.

5. The Government, after examining the matter, has decided to drop further action against CO-1, Smt. M. Bhagya Lakshmi, DCTO & AO, and to impose the penalty of withholding one increment of pay without cumulative effect against CO-2 to CO-9, viz., (1) Sri M. Srinivasulu, ACTO; (2) Sri V. Shaik Rafi, Senior Assistant; (3) Sri M.V. Sharma, Junior Assistant; (4) Sri G. Nagaraju, Junior Assistant; (5) Sri D. Shafi, Office Subordinate (O.S.); (6) Sri P. Dayanandam, Office Subordinate (O.S.); (7) Sri G. Srinivasulu, Office Subordinate (O.S.); (8) Sri R.C. Subramanyam, Hamali. In the reference 6th cited, the CCST was requested to take further action in the matter.

6. Whereas, in the reference 7th read above, the Chief Commissioner of State Tax, has informed that Sri P. Dayanandam, Office Subordinate, and Sri R.C. Subramanyam, Hamali, both were retired on 30.06.2016 and 30.06.2015, respectively. He has also requested the Government to issue necessary orders in respect of Sri P. Dayanandam (retired on 30.06.2016) and Sri R.C. Subramanyam (retired on 30.06.2015), as the Government is the competent authority to take further action against the said retired employees under Rule 9 of the A.P.Revised Pension Rules, 1980.

7. After examining the proposal from the CCST, Andhra Pradesh, Vijayawada, the Government has agreed with the proposed punishment, i.e., to impose a penalty of withholding 7.786% of the monthly pension for a period of one (1) year on Sri P. Dayanandam, Office Subordinate (retired), and to impose a penalty of withholding 12.370% of the monthly pension for a period of one (1) year on Sri R.C. Subrahmanyam, Hamali (Retd). Accordingly, in the reference 8th read above, a show cause notice was issued to Sri P. Dayanandam, Office Subordinate (retired), and Sri R.C.Subrahmanyam, Hamali (now retired) to show cause as to why a penalty of withholding 7.786% in monthly pension for a period of one (1) year and to impose a penalty of withholding 12.37% in monthly pension for a period of one (1) year should not be imposed respectively and directed to submit their explanation within 15 days from the date of receipt of the Memo. Both the Charged Officers submitted their explanations and requested to drop further action against them in this matter.

8. Government after careful examination of the matter explanation submitted by the Charged Officers w.r.to the findings of Inquiry Officer, hereby impose a penalty of withholding 7.786% of his monthly pension for a period of one (1) year against Sri P. Dayanandam, Office Subordinate (retired) and a penalty of withholding of 12.370% of his monthly pension for a period of one (1) year against Sri R.C. Subrahmanyam, Hamali (Retd) as one of the charges framed against them are held proved in the Inquiry.

(Contd..3)

9. The Chief Commissioner of State Tax, Andhra Pradesh, Vijayawada shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

PEEYUSH KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Individual (through the Joint Commissioner (State Tax), Chittoor)
The Chief Commissioner of State Tax, Andhra Pradesh, Kunchanapalli, Guntur.
The Joint Commissioner (State Tax) Chittoor.
copy to the Secretary to Vigilance Commissioner, A.P Secretariat, Velagapudi.
Sf / Scs.

//FORWARDED: BY ORDER//

SECTION OFFICER